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8 **UNITED STATES DISTRICT COURT**  
9 **DISTRICT OF NEVADA**

10 UNITED STATES OF AMERICA,  
11  
12 Plaintiff,  
13 v.  
14 JAMES ROBERT KENNEDY,  
15 Defendant.

Case No. 2:18-cr-00267-RFB-VCF

**STIPULATION TO CONTINUE  
MOTION DEADLINES**

16  
17 IT IS HEREBY STIPULATED AND AGREED, by and between Nicholas A.  
18 Trutanich, United States Attorney, and Jared Grimmer, Assistant United States Attorney,  
19 counsel for the United States of America, and Rene L. Valladares, Federal Public Defender,  
20 and Brian Pugh, Assistant Federal Public Defender, counsel for James Robert Kennedy, that  
21 the pretrial motion deadline be continued one (1) business day.

22 IT IS FURTHER STIPULATED AND AGREED, by and between the parties, that they  
23 shall have to and including September 30, 2019, to file any and all pretrial motions and notice  
24 of defense, currently due September 27, 2019.  
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1 IT IS FURTHER STIPULATED AND AGREED, by and between the parties, that they  
2 shall have to and including October 14, 2019, to file any and all responsive pleadings, currently  
3 due October 11, 2019.

4 IT IS FURTHER STIPULATED AND AGREED, by and between the parties, that they  
5 shall have to and including October 21, 2019, to file any and all replies to dispositive motions,  
6 currently due October 18, 2019.

- 7 1. Counsel for the defendant needs additional time to prepare pretrial motions.
- 8 2. The defendant is not incarcerated and does not object to the continuance.
- 9 3. The parties agree to the continuance.
- 10 4. The additional time requested herein is not sought for purposes of delay, but  
11 merely to allow counsel for defendant sufficient time within which to be able to effectively and  
12 complete investigation of the discovery materials provided.
- 13 5. Additionally, denial of this request for continuance could result in a miscarriage  
14 of justice.

15 DATED this 27th day of September, 2019.

16 RENE L. VALLADARES  
17 Federal Public Defender

DAYLE ELIESON  
United States Attorney

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19 By /s/ Brian Pugh  
20 BRIAN PUGH  
Assistant Federal Public Defender

By /s/ Jared Grimmer  
JARED GRIMMER  
Assistant United States Attorney

1 **UNITED STATES DISTRICT COURT**

2 **DISTRICT OF NEVADA**

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4 UNITED STATES OF AMERICA,

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6 v.

7 JAMES ROBERT KENNEDY,

8 Defendant.

Case No. 2:18-cr-00267-RFB-VCF

FINDINGS OF FACT, CONCLUSIONS  
OF LAW AND ORDER

9  
10 FINDINGS OF FACT

11 Based on the pending Stipulation of counsel, and good cause appearing therefore, the  
12 Court finds that:

- 13 1. Counsel for the defendant needs additional time to prepare pretrial motions.  
14 2. The defendant is not incarcerated and does not object to the continuance.  
15 3. The parties agree to the continuance.  
16 4. The additional time requested herein is not sought for purposes of delay, but  
17 merely to allow counsel for defendant sufficient time within which to be able to effectively and  
18 complete investigation of the discovery materials provided.

19 5. Additionally, denial of this request for continuance could result in a miscarriage  
20 of justice.

21 ORDER

22 IT IS THEREFORE ORDERED that the parties herein shall have to and  
23 including September 30, 2019 to file any and all pretrial motions and notice of defense.

24 IT IS FURTHER ORDERED that the parties shall have to and including October 14,  
25 2019 to file any all responses.

1 IT IS FURTHER ORDERED that the parties shall have to and including October 21,  
2 2019 to file any and all replies.

3 DATED this 28th day of September, 2019.

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6 RICHARD F. BOULWARE, II  
7 UNITED STATES DISTRICT JUDGE  
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